

FILED

IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF
NEVADA, IN AND FOR THE COUNTY OF WHITE PINE

IN THE MATTER OF)
The Seventh Judicial District)
Court's Response to Coronavirus)
Disease (COVID-19))

WHITE PINE COUNTY CLERK
BY: DM
E. 3/17

On March 12, 2020, Governor Steve Sisolak declared a state of emergency in Nevada in response to the recent outbreak of the Coronavirus Disease (COVID-19). Given the severity of the risk posed to the public by COVID-19, and after considering recommendations by the Nevada Supreme Court Chief Justice Kristina Pickering, and consultation with the Honorable Gary D. Fairman, the Chief Judge of the District Court has determined that alterations to court procedure are necessary for the protection of the community.

The court finds that the public interest requires the court take all reasonable and necessary measures to contain and minimize the spread and risk of spread of COVID-19. Based on the foregoing, the court finds and concludes as follows:

1. Effective March 16, 2020, all jury trials, civil and criminal, to commence on or before April 24, 2020, are suspended, and will be rescheduled as the court calendar allows.

This order shall operate to stay trials in civil cases for purposes of NRCP 41(e). The time period of any continuance entered in a criminal trial as a result of this order shall be excluded for purposes of calculating a speedy trial under NRS 178.556(1), and NRS 174.511 and any constitutional mandates for speedy trial.

The need to protect the public, parties to cases, and court staff from COVID-19 substantially outweighs the interest of the parties and the public in a speedy trial.

Absent further order of the court, the period of exclusion shall be from March 16, 2020 through April 24, 2020. The court may extend the period of exclusion as appropriate.

2. During this time, District Court will continue to accept filings and continue to

20-13188

20-11265

1 manage cases within the parameters set forth in this order.

2 3. Effective March 16, 2020 until April 24, 2020, all court hearings involving in-
3 custody inmates from the Nevada Department of Corrections are postponed until a later date
4 or until audio/visual technology is available. The potential risk of infecting an inmate who
5 could then spread the virus throughout the prison mandates this action.

6 4. Effective March 16, 2020 until April 24, 2020, all court hearings involving in-
7 custody inmates at the White Pine County Sheriff's office are postponed until a later date or
8 until audio/visual technology is available. The potential risk of infecting an inmate who could
9 then spread the virus throughout the jail mandates this action.

10 5. Effective March 16, 2020, all currently scheduled non-essential District Court
11 hearings shall be conducted by video or telephonic means, decided on the pleadings or
12 rescheduled unless otherwise directed by the presiding judge. This includes all status hearings,
13 432B staffings, 432B cases, and juvenile delinquency cases.

14 6. Essential case types and hearings will continue to be heard through in-person
15 appearances, however appearance by alternative means under Nevada Supreme Court Rule
16 Part IX is encouraged when possible. Essential case types and hearings include the following:

- 17 a. Non-custody criminal sentencings, arraignments, and probation revocation
18 hearings until arrangements can be made to hear these matters by alternative
19 means;
- 20 b. Civil commitment cases;
- 21 c. Guardianship matters except for compliance related hearings which include
22 annual accountings. Given the vulnerability of the guardianship populations, all
23 protected persons shall appear by alternative means;
- 24 d. Domestic temporary or extended protection orders;
- 25 e. Juvenile delinquency matters;
- 26 f. Abuse and neglect preliminary protective hearings;
- 27 g. High-risk protective orders;
- 28 h. Civil temporary restraining orders and preliminary/permanent injunctive relief

1 hearings.

2 i. Probate petitions for orders of cremation.

3 j. Other than jury trials, case-by-case exceptions may be ordered at the discretion
4 of a District Court Judge.

5 k. Drug Court, however, drug court team members are encouraged to appear
6 telephonically for staffing and at their discretion may skip court.

7
8 8. Additionally, the Centers for Disease Control has advised people to take
9 precautions and that the best way to prevent illness is to avoid exposure. As a result, the
10 county is ordered to post a notice at the entrance of all district court facilities advising the
11 following people that they may not enter the court facility:

12
13 1. Persons who in the last 14 days have traveled to a country designated as a Level 3
14 travel health notice according to the Centers for Disease Control and Prevention.
15 Currently those countries include: China, Iran, South Korea, Austria, Belgium, Czech
16 Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Iceland,
17 Italy, Latvia, Liechtenstein, Lithuania, Luxembourg, Malta, Netherlands, Norway,
18 Poland, Portugal, Slovakia, Slovenia, Spain, Sweden, Switzerland, Monaco, San
19 Marino, Vatican City, England, Scotland, Wales, Northern Ireland and Republic of
20 Ireland. The list is subject to change by the CDC.

21 2. Persons who reside or have close contact with someone who has travelled to any
22 foreign country above within the last 14 days;

23 3. Persons who have been asked to self-quarantine by any doctor, hospital, or health
24 agency;

25 4. Persons who have been diagnosed with coronavirus or who has had contact in the
26 past 14 days with anyone who has been diagnosed with CoVID-19; or

27 5. Persons with unexplained fever, cough or shortness of breath.
28

Anyone attempting to enter in violation of these protocols will be denied entry by District Court Bailiffs or Deputy Sheriffs.

This order shall be reviewed no later than every 30 days and shall continue until modified or rescinded by a subsequent order.

DATED this 17 day of March 2020.

STEVE L. DOBRESU
Chief District Court Judge, Dept. 1

FILED

IN THE SEVENTH JUDICIAL DISTRICT COURT OF THE STATE OF
NEVADA, IN AND FOR THE COUNTY OF WHITE PINE

IN THE MATTER OF)
The Seventh Judicial District)
Court's Response to Coronavirus)
Disease (COVID-19))

CLERK OF DISTRICT COURT
BY: DOM
B. RUFF

On March 12, 2020, Governor Steve Sisolak declared a state of emergency in Nevada in response to the recent outbreak of the Coronavirus Disease (COVID-19). Given the severity of the risk posed to the public by COVID-19, and after considering recommendations by the Nevada Supreme Court Chief Justice Kristina Pickering, and consultation with the Honorable Gary D. Fairman, the Chief Judge of the District Court has determined that alterations to court procedure are necessary for the protection of the community.

The court finds that the public interest requires the court take all reasonable and necessary measures to contain and minimize the spread and risk of spread of COVID-19. Based on the foregoing, the court finds and concludes as follows:

1. Effective March 16, 2020, all jury trials, civil and criminal, to commence on or before April 24, 2020, are suspended, and will be rescheduled as the court calendar allows.

This order shall operate to stay trials in civil cases for purposes of NRCP 41(e). The time period of any continuance entered in a criminal trial as a result of this order shall be excluded for purposes of calculating a speedy trial under NRS 178.556(1), and NRS 174.511 and any constitutional mandates for speedy trial.

The need to protect the public, parties to cases, and court staff from COVID-19 substantially outweighs the interest of the parties and the public in a speedy trial.

Absent further order of the court, the period of exclusion shall be from March 16, 2020 through April 24, 2020. The court may extend the period of exclusion as appropriate.

2. During this time, District Court will continue to accept filings and continue to

20-13188

20-11265

1 manage cases within the parameters set forth in this order.

2 3. Effective March 16, 2020 until April 24, 2020, all court hearings involving in-
3 custody inmates from the Nevada Department of Corrections are postponed until a later date
4 or until audio/visual technology is available. The potential risk of infecting an inmate who
5 could then spread the virus throughout the prison mandates this action.

6 4. Effective March 16, 2020 until April 24, 2020, all court hearings involving in-
7 custody inmates at the White Pine County Sheriff's office are postponed until a later date or
8 until audio/visual technology is available. The potential risk of infecting an inmate who could
9 then spread the virus throughout the jail mandates this action.

10 5. Effective March 16, 2020, all currently scheduled non-essential District Court
11 hearings shall be conducted by video or telephonic means, decided on the pleadings or
12 rescheduled unless otherwise directed by the presiding judge. This includes all status hearings,
13 432B staffings, 432B cases, and juvenile delinquency cases.

14 6. Essential case types and hearings will continue to be heard through in-person
15 appearances, however appearance by alternative means under Nevada Supreme Court Rule
16 Part IX is encouraged when possible. Essential case types and hearings include the following:

- 17 a. Non-custody criminal sentencings, arraignments, and probation revocation
18 hearings until arrangements can be made to hear these matters by alternative
19 means;
- 20 b. Civil commitment cases;
- 21 c. Guardianship matters except for compliance related hearings which include
22 annual accountings. Given the vulnerability of the guardianship populations, all
23 protected persons shall appear by alternative means;
- 24 d. Domestic temporary or extended protection orders;
- 25 e. Juvenile delinquency matters;
- 26 f. Abuse and neglect preliminary protective hearings;
- 27 g. High-risk protective orders;
- 28 h. Civil temporary restraining orders and preliminary/permanent injunctive relief

1 hearings.

2 i. Probate petitions for orders of cremation.

3 j. Other than jury trials, case-by-case exceptions may be ordered at the discretion
4 of a District Court Judge.

5 k. Drug Court, however, drug court team members are encouraged to appear
6 telephonically for staffing and at their discretion may skip court.

7
8 8. Additionally, the Centers for Disease Control has advised people to take
9 precautions and that the best way to prevent illness is to avoid exposure. As a result, the
10 county is ordered to post a notice at the entrance of all district court facilities advising the
11 following people that they may not enter the court facility:

12
13 1. Persons who in the last 14 days have traveled to a country designated as a Level 3
14 travel health notice according to the Centers for Disease Control and Prevention.
15 Currently those countries include: China, Iran, South Korea, Austria, Belgium, Czech
16 Republic, Denmark, Estonia, Finland, France, Germany, Greece, Hungary, Iceland,
17 Italy, Latvia, Liechtenstein, Lithuania, Luxembourg, Malta, Netherlands, Norway,
18 Poland, Portugal, Slovakia, Slovenia, Spain, Sweden, Switzerland, Monaco, San
19 Marino, Vatican City, England, Scotland, Wales, Northern Ireland and Republic of
20 Ireland. The list is subject to change by the CDC.

21 2. Persons who reside or have close contact with someone who has travelled to any
22 foreign country above within the last 14 days;

23 3. Persons who have been asked to self-quarantine by any doctor, hospital, or health
24 agency;

25 4. Persons who have been diagnosed with coronavirus or who has had contact in the
26 past 14 days with anyone who has been diagnosed with CoVID-19; or

27 5. Persons with unexplained fever, cough or shortness of breath.
28

Anyone attempting to enter in violation of these protocols will be denied entry by District Court Bailiffs or Deputy Sheriffs.

This order shall be reviewed no later than every 30 days and shall continue until modified or rescinded by a subsequent order.

DATED this 17 day of March 2020.

STEVE L. DOBRESCU
Chief District Court Judge, Dept. 1